

# Holland & Knight

2099 Pennsylvania Avenue, N.W., Suite 100 | Washington, DC 20006 | T 202.955.3000 | F 202.955.5564  
Holland & Knight LLP | [www.hklaw.com](http://www.hklaw.com)

Peter M. Connolly  
(202) 862-5989  
[peter.connolly@hklaw.com](mailto:peter.connolly@hklaw.com)

June 29, 2011

## **VIA HAND DELIVERY AND ECFS**

Ms. Marlene Dortch  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

Re: Request for Information Concerning Applications of AT&T Inc. and Deutsche Telekom AG for Consent To Transfer Control of the Licenses and Authorizations Held by T-Mobile USA, Inc. and Its Subsidiaries, WT Docket No. 11-65

## **ATTACHMENT CONTAINS HIGHLY CONFIDENTIAL INFORMATION - SUBJECT TO PROTECTIVE ORDERS IN WT DOCKET NO. 11-65 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION**

Dear Ms. Dortch:

United States Cellular Corporation ("U.S. Cellular") hereby submits a compact disc which provides mapping information responsive to Request No. 1, dealing with mapping information, in the FCC's June 6, 2011, "Request For Information" addressed to U.S. Cellular in the above referenced docket.

U.S. Cellular seeks "Highly Confidential" treatment for this submission. U.S. Cellular acknowledges that the FC has not previously designated this type of information as being entitled to "highly confidential" treatment in the first and second protective orders in this proceeding.<sup>1</sup> However, it is submitted that this material meets the criteria for "highly confidential" treatment and "second level protection" set forth in the Second Protective Order. That is, the detailed

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<sup>1</sup> Applications of AT&T, Inc. and Deutsche Telekom AG for Consent To Assign Or Transfer Control of Licenses and Authorizations WT Docket No. 11-65, Protective Order DA 11-674 (WTB released April 14, 2011, Application of AT&T, Inc. and Deutsche Telekom AG For Consent to Assign Or Transfer Control of Licenses and Authorization, WT Docket No. 11-65, Second Protective Order (WTB, released April 27, 2011); see also Applications of AT&T, Inc. and Deutsche Telekom AG For Consent To Assign or Transfer Control of Licenses and Authorizations, WT Docket No. 11-65, Letter DA-1037(WTB, released June 9, 2011)(providing a revised Appendix A to the Second Protective Order).

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mapping information provided is not available from publically available sources. It is kept strictly confidential. It is some of U.S. Cellular's most sensitive business data, which, if released to its competitors or those with whom U.S. Cellular does business, would allow those persons to gain a significant advantage over U.S. Cellular. We believed that the information being submitted would qualify as a "trade secret under the Freedom of Information Act."<sup>2</sup>

U.S. Cellular is a mid-sized carrier, striving to maintain its position in a wireless marketplace dominated by the largest carriers. Detailed engineering descriptions of its signal strength in different locations are among the most vital information it possesses. Accordingly, we consider it reasonable to ask that access to such information be restricted to Outside Counsel, of Record, Outside Consultants and experts retained by participants in the proceeding, and the FCC not grant access to anyone directly employed by its competitors. Any amendment to the Second Protective Order necessary to implement this request is hereby requested.

If there are any questions concerning this matter, please contact the undersigned.

Very truly yours,



Peter M. Connolly  
Counsel for U.S. Cellular

cc: Katherine Harris ([Katherine.Harris@fcc.gov](mailto:Katherine.Harris@fcc.gov))  
Kate Matraves ([Catherine.Matraves@fcc.gov](mailto:Catherine.Matraves@fcc.gov))  
Jim Bird ([Jim.Bird@fcc.gov](mailto:Jim.Bird@fcc.gov))

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<sup>2</sup> 5 U.S.C. Section 552(b)(4).

## **Compact Disc Redacted**